

TEXAS WORKFORCE COMMISSION
TWC Building - Room 244
101 East 15th Street
Austin, Texas 78778-0001

COMMISSION MEETING AGENDA
Monday, November 16, 2015
10:00 a.m.
DOCKET 46

THE FOLLOWING AGENDA ITEMS MAY NOT NECESSARILY BE CONSIDERED IN THE ORDER THEY APPEAR

An asterisk (*) indicates that supporting materials are available online at [Materials for TWC Public Policy Meetings](#)

1. Call to Order
2. Discussion, Consideration and Possible Action Regarding Whether to Assume Continuing Jurisdiction on Unemployment Compensation Cases, Wage Claim Cases, and/or Tax Liability Cases and Reconsideration of Unemployment Compensation Cases, Wage Claim Cases, and/or Tax Liability Cases, if Any
Sherri Miller and Doug Carnes
3. Discussion, Consideration and Possible Action Regarding Tax Liability Cases Listed on the Texas Workforce Commission Docket 46 (Cases will be heard for Docket 46.)
Doug Carnes
4. Discussion, Consideration and Possible Action Regarding Higher Level Appeals in Wage Claim Cases Listed on the Texas Workforce Commission Docket 46
Sherri Miller
5. Discussion, Consideration and Possible Action Regarding Higher Level Appeals in Unemployment Compensation Cases Listed on the Texas Workforce Commission Docket 46
Sherri Miller
6. Public Comment
Paul N. Jones
7. Discussion, Consideration and Possible Action Regarding the Appointment of Members to the Texas Advisory Committee for Purchasing from People with Disabilities*
Ed Serna
8. Discussion, Consideration and Possible Action Regarding the Texas Workforce Commission Fiscal Year 2016 Itemized Operating Budget*
Randy Townsend
9. Discussion, Consideration and Possible Action Regarding Board Contract Year 2015 Local Workforce Development Board Performance Measures and Targets
Adam Leonard and David Johnson

10. Discussion, Consideration and Possible Action Regarding Board Contract Year 2016 Incentive Awards
David Johnson and Adam Leonard
11. Discussion, Consideration and Possible Action Regarding the Acceptance of Pledges for Board Contract Year 2016 Child Care Matching Funds*
Courtney Arbour and Reagan Miller
12. Discussion, Consideration and Possible Action Regarding Delivery of Services Funded with the Independent Living Services for Older Individuals Who Are Blind (IL-OIB) Grant Beginning in Fiscal Year 2017*
Reagan Miller
13. Discussion, Consideration and Possible Action Regarding Workforce Innovation and Opportunity Act Statewide Initiatives and Increasing Funding for the Small Business Initiative*
Clint Winters and Patricia Gonzalez
14. Discussion, Consideration and Possible Action Regarding Statewide Initiatives Funded by Child Care and Development Fund to Support Early Childhood Education*
Patricia Gonzalez and Reagan Miller
15. Discussion, Consideration and Possible Action Regarding Approval of the Draft Child Care and Development Fund State Plan for Fiscal Years 2016-2018 for Public Comment*
Patricia Gonzalez and Patricia Martinez
16. Discussion, Consideration and Possible Action Regarding Submission of the 2015 Trade Adjustment Assistance Annual Report to the Texas Legislature Pursuant to Texas Labor Code, Section 302.007*
Jason Vaden and Joel Mullins
17. Discussion, Consideration and Possible Action Regarding Board Oversight Capacity Criteria*
Joel Mullins and Jason Vaden
18. Discussion, Consideration and Possible Action Regarding Proposed Repeal of Rules on Community Development Initiatives (40 T.A.C. Chapter 833)*
Jason Vaden and Joel Mullins
19. Discussion, Consideration and Possible Action Regarding Adoption of Rules Relating to Four-Year Rule Review of the Integrity of the Texas Workforce System (40 T.A.C. Chapter 802), Child Care (40 T.A.C. Chapter 809), Integrated Complaints, Hearings, and Appeals (40 T.A.C. Chapter 823), and Texas Work and Family Clearinghouse (40 T.A.C. Chapter 845), in Accordance with Texas Government Code Section 2001.039*
Debbie Carlson and Jason Vaden
20. Discussion, Consideration and Possible Action Regarding Publication for Public Comment of Proposed Rules Relating to Civil Rights (40 T.A.C. Chapter 819)
Lowell Keig and Michelle Goodwine

21. Discussion, Consideration and Possible Action Regarding Publication for Public Comment of Proposed Rules Relating to Unemployment Insurance Tax (40 T.A.C. Chapter 815, Subchapter C)*
Leigh Pursell and Chuck Ross
22. Discussion, Consideration and Possible Action Regarding Approval of Local Workforce Development Board Nominees*
John Fuller
23. Discussion, Consideration and Possible Action Regarding Subsequent Certification of Local Workforce Development Boards Under the Workforce Innovation and Opportunity Act*
John Fuller and Cameron Bell
24. Discussion, Consideration and Possible Action Regarding Enacted, Proposed or Considered Federal Regulations, Executive Orders, or Federal or State Enacted or Proposed Legislation
Tom McCarty
25. Report and Update by the Executive Director and Staff Regarding Administrative Matters, Including Internal Policies and Procedures, Customer and Board Service Issues, Status of Project Assignments, Organizational Matters and Responsibilities of the Agency's Divisions
Larry Temple
26. THE FOLLOWING MAY BE DISCUSSED IN EXECUTIVE SESSION OR OPEN MEETING AND HAVE ACTION TAKEN IN AN OPEN MEETING:
 - a) Government Code §551.074(a)(1) The Appointment, Employment, Evaluation, Reassignment, Duties, Discipline, or Dismissal of the Executive Director
 - b) Government Code §551.074(a)(1) The Appointment, Employment, Evaluation, Reassignment, Duties, Discipline, or Dismissal of the Internal Auditor
 - c) Government Code §551.074(a)(1) The Appointment, Employment, Evaluation, Reassignment, Duties, Accomplishments, Performance, Goals, and Responsibilities of the Executive Staff and Other Personnel
 - d) Government Code §551.071(1) Contemplated Litigation or Pending Litigation of:
Arbor E & T LLC, d/b/a, Rescare Workforce Services vs. Workforce Solutions Lower Rio Grande, Inc., et al.;
Felino A. Belostrino v. TWC, et al.;
John Benavides, et al v. TWC (formerly Texas Commission on Human Rights);
Bhambhani v. TWC-CRD;
Breckenridge Enterprises, Ltd, et al v. TWC;
Thomas Constandine v. Stephanie Burdett;
Rick Daniel v. Texas Workforce Commission;
FedEx Ground Package System, Inc. v. TWC, et al.;
G&A Outsourcing, Inc., et al. v. TWC;
Connie Lee v. Texas Workforce Commission;
Maria Patricia Macias v. TWC and Harlingen Consolidated ISD;
Maria Elena Olivas v. Texas Workforce Commission;
Pinard Home Health, Inc. vs. Anne G. Arndt;
Quicken Loans v. TWC, & Lowell Keig
Andre Don Savage, v. Texas Workforce Commission, et al.;
TWC-CRD v. Aspenwood Apartment Corporation, et al.;

TWC-CRD v. Health Care Reit, Inc., Sagora Senior, Living, Inc., et al.;
TWC-CRD v. Idlewood Condominium Association, et al.;
TWC-CRD v. La Mirage TIC, LP, et al.;
TWC-CRD v. Ken C. Miller Enterprises LLC;
TWC-CRD v. One Towers Park Lane Cooperative Company;
TWC-CRD v. Teravista Community Association, Inc.;
TWC-CRD v. Tigoni Villas, LP;
TWC-CRD v. Wind River Management Corporation, et al.;
TWC-CRD v. Vaman Investments LLC, d/b/a Victoria Gardens and Ram Bhambhani;
Texas Workforce Commission v. Maria Patricia Macias
Kenneth Weaver v. Hyrai Folmar;
Wichita County, Texas v. TWC and Julia White; and
John Woodley v. Texas Workforce Commission

- e) Government Code §551.071(2) All Matters Identified in This Agenda Where the Commission Seeks the Advice of Its Attorney as Privileged Communications under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas and to Discuss the Open Meetings Act and the Administrative Procedures Act

27. The next Commission meeting is set for 9:00 a.m., Tuesday, November 24, 2015.

28. Adjournment

Notes:

- Audio webcasts of TWC Commission meetings are available at <http://www.texasworkforce.org/events>. Please note that a user cannot click on the link in the Texas Register and get to the site but must cut and paste the address into the browser address line.
- Persons with disabilities who plan to attend this meeting and who may need auxiliary aids, services, or special accommodations should contact Kim Bergmann at (512) 463-7903 two (2) working days prior to the meeting, so that appropriate arrangements can be made.